

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE PHARMACY EXAMINING BOARD
IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST:

JEROLD R. GRASSMAN, RPh
RESPONDENT

FINAL DECISION AND ORDER
LS0012124PHM

Division of Enforcement Case No. 00 PHM 024

The parties to this action for the purposes of section 227.53 of the Wisconsin statute are:

Jerold R. Grassman
PO Box 211
Black River Falls WI 54615

Department of Regulation and Licensing
Division of Enforcement
PO Box 8935
Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Jerold R. Grassman (DOB 03/21/48) is duly licensed as a pharmacist in the state of Wisconsin (license 8343). This license was first granted on 06/22/72.
2. Mr. Grassman's most recent address on file with the Wisconsin Pharmacy Examining Board is PO Box 211, Black River Falls, WI 54615.
3. At all times relevant to this action, Respondent was employed as the managing pharmacist at Waarvik Drug Store, 109 Main Street, Black River Falls, Wisconsin. As managing pharmacist, Respondent was responsible for the professional operations of the pharmacy.
4. On May 31, 1996, the pharmacist license of Jane Szymanski, an employee of Waarvik Drug Store, expired. Ms. Szymanski did not renew her Wisconsin license until May 17, 2000. During this period of time, Ms. Szymanski continued to work part time as a pharmacist at Waarvik Drug Store without current licensure.
5. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Pharmacy Examining Board has jurisdiction to act in this matter, pursuant to sec. 450.10, Wis. Stats. The Board is authorized to enter into the attached Stipulation and Order, pursuant to sec. 227.44(5), Stats.
2. The conduct described above constitutes grounds for the imposition of discipline against Respondent's Wisconsin license to practice pharmacy, pursuant to secs. 450.10(1)(a)(2), 450.10(1)(b)(1), 450.09(1) and 450.03, Wis. Stats. and Wisconsin Administrative Code § Phar 10.03(10).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that

1. Jerold R. Grassman, RPh is REPRIMANDED.
2. Within thirty [30] days from the date of this Order, Respondent shall pay COSTS of this proceeding in the amount of TWO HUNDRED [\$200.00] dollars.
3. Within ninety [90] days from the effective date of this Order, Respondent shall pay to the Department of Regulation and Licensing a FORFEITURE of FIVE HUNDRED dollars [\$500.00]
4. All payments pursuant to this Order shall be made by ***certified check or money order***, payable to the Wisconsin Department of Regulation and Licensing and sent to:

Department Monitor

Division of Enforcement

PO Box 8935

Madison, WI 53708-8935

5. In the event Respondent fails to timely submit any payment as set forth above, his Wisconsin license to practice pharmacy **SHALL BE SUSPENDED**, without further notice or hearing, until Respondent has complied with the terms of this Order.
6. This Order shall become effective upon the date of its signing.

WISCONSIN PHARMACY EXAMINING BOARD

By: John Bohlman

12-12-00

A Member of the Board

Date